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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAVID ALMEIDA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

GOOGLE, INC., a Delaware corporation; and
DOES 1 through 10, inclusive,

Defendants.

Case No. C 08-02088 RMW (PVTx)

**[PROPOSED] SCHEDULING AND CASE
MANAGEMENT ORDER**

Plaintiff David Almeida and defendant Google Inc. came on for a case management conference on August 15, 2008. Having considered the Joint Case Management Statement, the arguments presented by counsel and good cause appearing therefore, the Court hereby orders as follows:

I. ALTERNATIVE DISPUTE RESOLUTION

The parties have filed a Stipulation and Proposed Order selecting mediation as their preferred ADR process and will complete said mediation process no later than June 9, 2009.

II. DISCLOSURES

Google Inc. will make the disclosures required by Rule 26, Federal Rule of Civil Procedure within thirty days of the case management conference.

III. DISCOVERY

The parties may pursue all discovery methods available under the Federal Rules of Civil Procedure (including depositions, interrogatories, requests for admission, and requests for production) and will follow the presumptive limits set forth in those Rules, except that the Court orders the limit on depositions made by F.R.Civ.P. 30(a)(2)(A)(i) be changed from a maximum of ten depositions to an equivalent maximum hourly quota of 70 hours to be used at the discretion of each party.

The parties shall abide by the following discovery schedule:

November 2, 2009	Non-expert discovery cut-off
November 9, 2009	Expert opening reports
November 23, 2009	Expert opposition reports
December 7, 2009	Expert reply reports
December 14, 2009	Expert discovery cut-off

IV. CLASS CERTIFICATION BRIEFING SCHEDULE

The following schedule shall apply to Plaintiff's anticipated motion for class certification:

April 3, 2009	Last day for Plaintiff to file and serve: (1) expert report(s) on class certification; and (2) motion for class certification.
May 8, 2009	Last day for Defendant to file and serve: (1) expert report(s) on class certification; and (2) opposition to motion for class certification.
May 22, 2009	Last day for Plaintiff to file and serve reply in support of motion for class certification.
June 19, 2009	Hearing on motion for class certification.

IT IS SO ORDERED.

Dated:

By: _____
The Honorable Ronald M. Whyte
United States District Court Judge